



# **AGENDA**

## **ORDINARY COUNCIL MEETING**

**Tuesday 2 September 2008**

**Chairman: Mr Garry Payne AM**

**Administrators: Mr Garry Payne AM  
Mr Max Boyd AM**

### **COUNCIL'S CHARTER**

Tweed Shire Council's charter comprises a set of principles that are to guide Council in the carrying out of its functions, in accordance with Section 8 of the Local Government Act, 1993.

Tweed Shire Council has the following charter:

- to provide directly or on behalf of other levels of government, after due consultation, adequate, equitable and appropriate services and facilities for the community and to ensure that those services and facilities are managed efficiently and effectively;
- to exercise community leadership;
- to exercise its functions in a manner that is consistent with and actively promotes the principles of multiculturalism;
- to promote and to provide and plan for the needs of children;
- to properly manage, develop, protect, restore, enhance and conserve the environment of the area for which it is responsible, in a manner that is consistent with and promotes the principles of ecologically sustainable development;
- to have regard to the long term and cumulative effects of its decisions;
- to bear in mind that it is the custodian and trustee of public assets and to effectively account for and manage the assets for which it is responsible;
- to facilitate the involvement of councillors, members of the public, users of facilities and services and council staff in the development, improvement and co-ordination of local government;
- to raise funds for local purposes by the fair imposition of rates, charges and fees, by income earned from investments and, when appropriate, by borrowings and grants;
- to keep the local community and the State government (and through it, the wider community) informed about its activities;
- to ensure that, in the exercise of its regulatory functions, it acts consistently and without bias, particularly where an activity of the council is affected;
- to be a responsible employer.

**ITEMS FOR CONSIDERATION OF COUNCIL:**

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## ABORIGINAL STATEMENT

Administrator Payne acknowledged the Bundjalung Aboriginal Nation with the following statement:

*"We wish to recognise the generations of the local Aboriginal people of the Bundjalung Nation who have lived in and derived their physical and spiritual needs from the forests, rivers, lakes and streams of this beautiful valley over many thousands of years as the traditional owners and custodians of these lands."*

## CONFIRMATION OF MINUTES

**Minutes of the Ordinary and Confidential Council Meetings held Tuesday 12 August 2008**

### UNDER SEPARATE COVER/FURTHER INFORMATION:

To view any "**non confidential**" attachments listed below, access the meetings link on Council's website [www.tweed.nsw.gov.au](http://www.tweed.nsw.gov.au) or visit Council's offices at Tweed Heads or Murwillumbah (from Friday the week before the meeting) or Council's libraries (from Monday the week of the meeting).

1. Minutes of the Ordinary Council Meeting held 12 August 2008 (DW 1876494)
  2. **Confidential Attachment** - Minutes of the Confidential Council Meeting held 12 August 2008 (DW 1872715)
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## **SCHEDULE OF OUTSTANDING RESOLUTIONS**

### **Schedule of Outstanding Resolutions**

#### **FOR ADMINISTRATOR'S INFORMATION:**

**12 August 2008**

#### **OPERATIONS COMMITTEE**

#### **O20 [CNR-OC] Tweed River Estuary Recreational Boating Study**

#### **O 228 COMMITTEE DECISION:**

**Administrator Boyd**  
**Administrator Payne**

**RECOMMENDED** that the Tweed River Estuary Recreational Boating Study 2008 be received and noted and further considered by the new Council.

**Current Status:** A report to be submitted to the new Council.

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## ORDINARY ITEMS FOR CONSIDERATION

### REPORTS FROM SUB-COMMITTEES/WORKING GROUPS

#### 1 [SUB-LTC] Minutes of Local Traffic Committee Minutes held Thursday 21 August 2008

VENUE:  
Council Chambers

TIME:  
Commencing at 9.00am

PRESENT:  
Committee Members: Mr John Zawadzki, (Chairman), Mr Mike Baldwin, Roads and Traffic Authority, Mr Rod Bates on behalf of Mr Geoff Provest MP, Member for Tweed.

Informal: Mr Ray Clark, Mr Paul Brouwer, Ms Judith Finch (Minutes Secretary).

APOLOGIES:  
Mr Thomas George MP, Member for Lismore, Mr Col Brooks on behalf of Mr Thomas George MP, Mr Geoff Provest MP, Member for Tweed, Sgt Rod Golden, NSW Police.

#### CONFIRMATION OF MINUTES OF PREVIOUS MEETING

RESOLVED that the Minutes of the Local Traffic Committee Meeting held 17 July 2008 be adopted as a true and accurate record of proceedings of that meeting.

#### SCHEDULE OF OUTSTANDING RESOLUTIONS

[LTC] Schedule of Outstanding Resolutions

From Meeting held 13 March 2008:

A1 [LTC] - Boomerang Street, Kingscliff

ORIGIN:  
Planning & Infrastructure

FILE NO: DW1756989; 1765804; 1765853; Traffic-Safety; Pedestrian-Safety; Traffic-Directional Signs; Traffic - Parking Zones; Access to Property - Driveways; Boomerang Street

## SUMMARY OF REPORT:

The School requests "No Parking" signs be installed on both sides of the School's entrance in Boomerang Street to alleviate residents concerns of difficulties egressing and accessing their driveway. The School also advises that it is a safety issue for cars existing the school driveway due to poor sightlines.

Mr Bates advised that he had meet with a teacher on play ground duty in relation to this matter.

The Committee decided that No Parking signs should not be installed at the present time until further discussions and investigations are held.

The P&C Association be contacted to advise parents to use the car parking facilities provided in the school ground.

## RECOMMENDATION TO COMMITTEE:

That "No Parking" signs be installed on the southern side of the school access to Boomerang Street for approximately six (6) metres to improve sight lines when exiting.

## RECOMMENDATION TO COUNCIL:

That this matter be listed on the Schedule of Outstanding Resolutions.

*FOR VOTE - Unanimous*

*PRESENT. DID NOT VOTE - Col Brooks*

From Meeting Held 21 August 2008:

Council Officers met with the Deputy Principal to discuss safety issues generally regarding the rear access and it was agreed that the existing situation is adequate. It was agreed that the installation of "No Parking" signs is not required.

The Committee noted that no further action needs to be taken.

## BUSINESS ARISING

Nil.

A. FORMAL ITEMS SECTION

DELEGATIONS FOR REGULATORY DEVICES

A1 [LTC] Powell Street Tweed Heads

ORIGIN:

Planning & Infrastructure

FILE NO: DW1873897; Traffic Committee; Parking Zones

SUMMARY OF REPORT:

Request for the "No Stopping" signage in front of the hospital that covered an old driveway in Powell Street which is no longer in use be replaced with 2 hour parking limit signage to tie in with the zones on either sides of the street.

RECOMMENDATION TO COMMITTEE:

That the "No Stopping" signage which covered an old driveway in Powell Street be removed and replaced with 2 hour parking limit signage to tie in with the zones on either sides of the street.

RECOMMENDATION TO COUNCIL:

That the "No Stopping" signage which covered an old driveway in Powell Street be removed and replaced with 2 hour parking limit signage to tie in with the zones on either sides of the street.

*FOR VOTE - Unanimous*

A2 [LTC] Sunnyside Mall Parking

ORIGIN:

Planning & Infrastructure

FILE NO: DW1862225; Traffic; Committee, Parking Zones

SUMMARY OF REPORT:

Request has been received for a "No Parking" Zone to be replaced with a "2 (two) Minute" parking zone directly adjacent to Video Ezy for a drop off zone to facilitate the return of hired movies.

It should be noted that currently "No Parking" signage is in place at the frontage of video easy.

It should also be noted that this area is a road related area which is subject to a free parking agreement.

RECOMMENDATION TO COMMITTEE:

That 5 minute parking be installed along the Video Ezy frontage, Sunnyside Shopping Centre in Murwillumbah.

RECOMMENDATION TO COUNCIL:

That 5 minute parking be endorsed along the Video Ezy frontage, Sunnyside Shopping Centre in Murwillumbah subject to a detailed traffic signage and linemarking plan being submitted to Council for approval.

*FOR VOTE - Unanimous*

*PRESENT. DID NOT VOTE - Rod Bates*

B. INFORMAL ITEMS SECTION

GENERAL TRAFFIC ADVICE

B1 [LTC] - Piggabeen Road Tweed Heads West

ORIGIN:

Planning & Infrastructure

FILE NO: DW1867096; Traffic - Parking Zones; Committee; Piggabeen Road;

SUMMARY OF REPORT:

Request has been received for the installation of "No Parking" signage to be installed on Piggabeen Road Tweed Heads West to restrict parking between Gollan Drive and Skyline Drive.

The reasons for the requests are:-

1. 60kph vehicle speeds in a 50kph area
2. Cars parking close to driveways and parking on both sides of street creating a sight distance issue
3. Parked vehicles forcing pedestrians onto the road pavement
4. The road has very little capacity for vehicles to park

The issue of parked vehicles within narrow road formations is common. It is considered that the issues raised are no different to that occurring in similar constricted road areas. The issue of cars parked close to driveway entrances is also common occurrence which should not be addressed by the installation of prohibitive signage.

Piggabeen Road carriageway is greater than six metres wide which can facilitate the safe carriage of two way traffic.

It was recommended that the Road Safety Officer meet with the concerned resident to discuss the safety issues on site.

RECOMMENDATION TO COMMITTEE:

That no action be taken.

RECOMMENDATION TO COUNCIL:

That no action be taken.

*FOR VOTE - Unanimous*

B2 [LTC] The Grove, Tweed Heads

ORIGIN:

Planning & Infrastructure

FILE NO: DW1839532; Traffic Committee; Bus Services - Routes; Pollution - Air

SUMMARY OF REPORT:

Request has been received to stop Surfside Buses from idling their buses outside 143 The Grove Tweed Heads as it is a pollution hazard (fumes) to all residents who that live in the villas at this address. It is requested that "No Parking" signage be installed on Ourimbah Road adjacent to this property. This item is considered a Surfside Management issue to be dealt with them appropriately.

It is considered that regulatory signage is not the appropriate means to alleviate this issue.

RECOMMENDATION TO COMMITTEE:

That signage is not recommended.

RECOMMENDATION TO COUNCIL:

That signage on Ourimbah Road to stop buses idling is not required.

*FOR VOTE - Unanimous*

B3 [LTC] Crabbes Creek Hall - 100 Year Celebration

ORIGIN:

Planning & Infrastructure

FILE NO: DW1871220; Street March's/Parade; Road Closures temporary (including traffic); Halls; Crabbes Creek

SUMMARY OF REPORT:

Request to seek permission for part closure of Crabbes Creek Road from the first bridge to Blue Gum Court for approximately 40mins on Saturday 13 September 2008 for a street parade to celebrate 100 years of Crabbes Creek Hall.

RECOMMENDATION TO COMMITTEE:

That closure be supported subject to police approval and complying to standard conditions.

RECOMMENDATION TO COUNCIL:

That part closure of Crabbes Creek Road from the first bridge to Blue Gum Court for approximately 40mins on Saturday 13 September 2008 be supported subject to police approval and complying to standard conditions including appropriate traffic control.

*FOR VOTE - Unanimous  
PRESENT. DID NOT VOTE - Rod Bates*

B4 [LTC] Twin Towns Triathlon - Use of Roads

ORIGIN:  
Planning & Infrastructure

FILE NO: DW1873805; Traffic; Committee; Road; General, Temporary Closures (including traffic); Bicycle Matters; Sport & Recreation General

SUMMARY OF REPORT:

Request received for permission to use Tweed Shire roads for the 2008/09 Twin Towns Triathlon Club season with the dates of competition as follows:-

September	13, 20, 27
October	4, 11, 18, 25
November	1,8,15,22,29
December	6,13,20,27
January	3,10,17,24,31
February	7,14,21,28
March**	7,14,21

\*\* 21 March is the Championship Event.

This is to increase fitness awareness through social participation in the swim, cycle and run format with Saturday morning events during summer. This has been incident free since 1990.

The cycle leg comprises a 14.5km course with members on the road at intervals between 6:15am and 7:15am.

The cycle leg begins at Club Banora (side road adjacent to tennis courts) then turn left onto Leisure Drive. Continue straight until the lights at Fraser Drive (turn left) and continue up Fraser Drive and turn left at Glen Ayr Drive and left again at Ash Drive onto Amaroo Drive. Proceed to Fraser Drive and turn right and turn left at Botanical Circuit and continue the loop until left at Leisure Drive and left again at Fraser Drive. Continue to roundabout at Vintage Lakes and turn right until travelling south on Fraser Drive. Turn left at the traffic lights then right at roundabout on Woodland Drive and right at roundabout on Darlington Drive. Continue around loop until left at roundabout on Leisure Drive and then left back into Club Banora.

**RECOMMENDATION TO COMMITTEE:**

That the Committee approves the application from the Twin Towns Triathlon Club, to use Tweed Shire roads as described in the applicants Cycle Management Plan for the cycle leg of the 2008/09 season on the following dates:-

September 12, 20, 27  
October 4, 11, 18, 25  
November 1, 8, 15, 22, 29  
December 6, 13, 20, 27  
January 3, 10, 17, 24, 31  
February 7, 14, 21, 28  
March 7, 14, 21\*\*

Subject to Police approval and standard conditions.

**RECOMMENDATION TO COUNCIL:**

That:-

1. The Committee approves the application from the Twin Towns Triathlon Club, to use Tweed Shire roads as described in the applicants Cycle Management Plan for the cycle leg of the 2008/09 season on the following dates:-

September 13, 20, 27  
October 4, 11, 18, 25  
November 1, 8, 15, 22, 29  
December 6, 13, 20, 27  
January 3, 10, 17, 24, 31  
February 7, 14, 21, 28  
March 7, 14

Subject to Police approval and standard conditions.

2. The Committee approves the application from the Twin Towns Triathlon Club, to use Tweed Shire roads as described in the applicants Cycle Management Plan for the cycle leg on 21 March 2009 (championship event) subject to Police approval and a detailed traffic management plan being provided.

*FOR VOTE - Unanimous*

B5 [LTC] Tweed Terrace Tweed Heads

ORIGIN:

Planning & Infrastructure

FILE NO: DW1872487; Traffic; Committee; Road (Temporary (including Traffic) Closures; General.

SUMMARY OF REPORT:

Request received to occupy one traffic lane of Tweed Terrace for the purpose of housing site sheds and construction/delivery zone parking during the development of lots A & B DP407809 Tweed Terrace which is estimated to be 52 weeks. A traffic control plan prepared by Total Traffic Management will be available at the meeting for viewing. The traffic control plans shows proposed one way traffic for Tweed Terrace.

The Committee noted that this is a Council matter.

RECOMMENDATION TO COMMITTEE:

That the Committee provides no objection to the proposed closure subject to:-

1. Standard conditions being imposed
2. Appropriate warning signage installed
3. Advertisement placed in Council's Tweed Link
4. That appropriate road works be undertaken to cater for safe pedestrian passage through the area

RECOMMENDATION TO COUNCIL:

That the partial road closure of Tweed Terrace is noted.

*FOR VOTE - Mike Baldwin, John Zawadzki*

*AGAINST VOTE - Rod Bates*



B6 [LTC] Eastlakes Drive, Tweed Heads South

ORIGIN:

Planning & Infrastructure

FILE NO: DW1868753; Traffic; Committee, Local Area Traffic Management, Speed Zones; Safety; Footpaths; request for.

SUMMARY OF REPORT:

A signed petition by residents of Eastlakes Drive has been received requesting the reduction of speed limit, installation of a convex mirror, traffic calming devices and a footpath in Eastlakes Drive and traffic calming device in Shallow Bay Drive.

The issues of traffic calming devices and the provision of a footpath are being considered by Council officers.

The Committee suggested that the footpath be listed for consideration by Council in a future Works Program.

A convex mirror is not recommended to be installed in this instance as the distance between the convex mirror and the driveway is excessive (approx 30 metres).

The speed limit is 50kph on Eastlake Drive and the 85<sup>th</sup> percentile speed in Eastlakes Drive was 46kph in June 2007 as measured from a speed survey. A reduction in this limit is not considered warranted.

RECOMMENDATION TO COMMITTEE:

That :-

1. The requests of the petitioners be noted.
2. A convex mirror not be installed.
3. A reduction in speed limit is not supported.

RECOMMENDATION TO COUNCIL:

That:-

1. The requests of the petitioners be noted.
2. A convex mirror on Eastlakes Drive not be installed.
3. A reduction in the speed limit on Eastlakes Drive is not supported.
4. Council officers further investigate alternative safety measures that could be undertaken.

*FOR VOTE - Unanimous*

B7 [LTC] Scenic Drive, Tweed Heads West

ORIGIN:

Planning & Infrastructure

FILE NO: DW1854755, Bus Services, Stops; Pedestrian Safety, Pedestrian Crossings; Traffic, Speed Zones

SUMMARY OF REPORT:

Request has been received from a concerned resident to resolve the problem of speeding vehicles on Scenic Drive outside the Panorama Shopping Centre.

The request is to upgrade the existing pedestrian refuge to marked crossing on a raised platform.

Traffic control devices such as raised platforms are not desirable on roads with high traffic volumes.

A pedestrian crossing would not meet RTA warrants for pedestrian numbers.

The 85<sup>th</sup> percentile speed along Scenic Drive was measured as 68kph in May 2006 in this vicinity.

It was suggested that Council's speed trailer could be placed in this vicinity. It was recommended that Council officers investigate the appropriateness of the current location of the bus stop (south side). It may be more appropriate for the existing bus stop to be relocated further away from the existing pedestrian refuge.

RECOMMENDATION TO COMMITTEE:

That:-

1. A marked pedestrian crossing is not supported as the warrants for pedestrian crossings are not met.
2. The Police be requested to enforce the speed limit in this area.

RECOMMENDATION TO COUNCIL:

That:-

1. A marked pedestrian crossing is not supported as the warrants for pedestrian crossings are not met.
2. The Police be requested to enforce the speed limit in this area.

*FOR VOTE - Unanimous*

B8 [LTC] The Broadway, Burringbar

ORIGIN:

Planning & Infrastructure

FILE NO: DW1851075; Complaint; Driveways; Directional Signs; Traffic; Safety, Parking Zones, Car Parks; Other Places,

SUMMARY OF REPORT:

Request has been received for "No Parking" signage be placed on Broadway, Burringbar near the laneway to allow access to this lane and adjacent driveway.

Council officers will assess the site and report to the Committee.

Council officers assessed the site and considered that the existing driveway crossings are well defined and do not require prohibitive signage.

RECOMMENDATION TO COMMITTEE:

That no action be taken.

RECOMMENDATION TO COUNCIL:

That no action be taken on The Broadway Burringbar.

*FOR VOTE - Unanimous*

*PRESENT. DID NOT VOTE - Rod Bates*

B9 [LTC] Rainbow Ride Event, 9 November 2008

ORIGIN:

Planning & Infrastructure

FILE NO: DW1861437; Traffic; Committee; Control; Safety; Bicycle Matters, General

SUMMARY OF REPORT:

The Rainbow Ride Cycle Challenge is to be held on Sunday 9 November 2008. The course takes cyclists from Yelgun, NSW through Murwillumbah and Uki, over Mt Tomewin to finish in Currumbin on the Gold Coast.

Riders will assemble at Byron Bay from 7am onwards on Sunday 9 November 2008 with the official start being 8:00am. Riders will leave in groups to ride towards Murwillumbah on Tweed Valley Way.

Riders will pass through Murwillumbah from Tweed Valley Way, Yelgun, Wooyung and Mooball, Stokers Road/Smiths Creek Road/Kyogle Road Uki, Tyalgum Road, Park Avenue and Byangum Road, Mooball Street, Queensland Road and Tomewin Road, between 10:00am and 12:30pm on Sunday 9 November 2008.

Riders will pass through Tomewin Road / Currumbin Creek Road from NSW riding towards Currumbin between 11:30am and 1:30pm on Sunday 9 November 2008.

RECOMMENDATION TO COMMITTEE:

That permission be granted for the Rainbow Ride Cycle Challenge to be held on Sunday 9 November and that it be advertised accordingly subject to compliance with NSW Police requirements.

RECOMMENDATION TO COUNCIL:

That permission be granted for the Rainbow Ride Cycle Challenge to be held on Sunday 9 November and that it be advertised accordingly subject to compliance with NSW Police requirements.

*FOR VOTE - Unanimous*  
*PRESENT. DID NOT VOTE - Rod Bates*

B10 [LTC] Eden Street Tweed Heads

ORIGIN:  
Planning & Infrastructure

FILE NO: DW1863311; Traffic, Committee; Parking Zones; Parking, Infringement Notices, Illegal Parking

SUMMARY OF REPORT:

Request received for "No Parking" signage to be installed at the start of the double lines on the southern side of Eden Street outside Yacht Harbour Towers.

The site will be inspected by Council officers who will report to the Committee.

No Parking signs were installed as a result of a committee resolution in June 2003.

It was recommended that a relocation of the existing signage would provide better clarity.

RECOMMENDATION TO COMMITTEE:

That no action be taken.

RECOMMENDATION TO COUNCIL:

That the existing "No Parking" signage on Eden Street, Tweed Heads be appropriately relocated.

*FOR VOTE - Unanimous*

B11 [LTC] Bay Street, Tweed Heads

ORIGIN:

Planning & Infrastructure

FILE NO: DW1858625; Traffic, Committee; Parking Zones; Loading Zones; Bus Services, Stops

SUMMARY OF REPORT:

Request received to remove the Bus Stop in Bay Street Tweed Heads and replace with additional car parking spaces.

The only remaining bus company to use this bus stop is Pioneer Coaches. Council officers are awaiting a response from Pioneer Coaches of no objection to this request.

Council officers received notification from Premier Motor Service that they will stop using the Bay Street bus zone as from 1 September 2008.

RECOMMENDATION TO COMMITTEE:

For consideration of the Committee.

RECOMMENDATION TO COUNCIL:

That the existing bus zone in Bay Street, Tweed Heads be removed and replaced with 1P signage to match existing in the area after 1 September 2008.

*FOR VOTE - Unanimous*

B12 [LTC] Fun Run - Central Park SALT

ORIGIN:

Planning & Infrastructure

FILE NO: DW1862044 - Traffic Committee; Safety;

SUMMARY OF REPORT:

Request received for approval of the 2008 Fun Run to be held at Central Park Salt on Sunday 12 October. Enclosed are course details, map and a copy of Insurance Policy.

Runners will be crossing Casuarina Way at two points and 'stop' and 'go' controllers will give runners priority over vehicles.

RECOMMENDATION TO COMMITTEE:

That the Fun Run be approved subject to Police approval and standard conditions.

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**RECOMMENDATION TO COUNCIL:**

That the Fun Run be approved subject to Police approval and standard conditions.

*FOR VOTE - Unanimous*

aB12[LTC] Fraser Drive and Leisure Drive, Banora Point

DW1878261; Fraser Drive; Leisure Drive; Traffic Signals

Late item. Request received for lengthening the time of the green 'walk' signal at the lights at the corner of Fraser Drive and Leisure Drive, Banora Point. The matter was discussed and the Roads & Traffic Authority of NSW Representative advised the Committee of the mechanism of walk phase times.

It was suggested that a Council officer actually measure the walk phase times at the signals and report to a future Local Traffic Committee meeting.

**RECOMMENDATION TO COMMITTEE:**

That the matter be listed on the Schedule of Outstanding Resolutions.

**RECOMMENDATION TO COUNCIL:**

That the matter be listed on the Schedule of Outstanding Resolutions.

**C. CLASSIFIED ROADS SECTION**

**REGULATORY MATTERS**

**Nil.**

**NEXT MEETING:**

The next meeting of the Local Traffic Committee will be held 18 September 2008 in the Council Chambers commencing at 9.00am.

There being no further business the Meeting terminated at 11:20am.

**DIRECTOR'S COMMENTS:**

**Nil.**

**DIRECTOR'S RECOMMENDATIONS:**

As per Committee's Recommendations.

**A. FORMAL ITEMS SECTION**

**DELEGATIONS FOR REGULATORY DEVICES**

**A1 [LTC] Powell Street Tweed Heads**

**FILE NO: DW1873897; Traffic Committee; Parking Zones**

As per the Committee's recommendation being:

*That the "No Stopping" signage which covered an old driveway in Powell Street be removed and replaced with 2 hour parking limit signage to tie in with the zones on either sides of the street.*

**A2 [LTC] Sunnyside Mall Parking**

**FILE NO: DW1862225; Traffic; Committee, Parking Zones**

As per the Committee's recommendation being:

*That 5 minute parking be endorsed along the Video Ezy frontage, Sunnyside Shopping Centre in Murwillumbah subject to a detailed traffic signage and linemarking plan being submitted to Council for approval.*

**B. INFORMAL ITEMS SECTION**

**GENERAL TRAFFIC ADVICE**

**B1 [LTC] - Piggabeen Road Tweed Heads West**

**FILE NO: DW1867096; Traffic - Parking Zones; Committee; Piggabeen Road;**

As per the Committee's recommendation being:

*That no action be taken.*

**B2 [LTC] The Grove, Tweed Heads**

**FILE NO: DW1839532; Traffic Committee; Bus Services - Routes; Pollution - Air**

As per the Committee's recommendation being:

*That signage on Ourimbah Road to stop buses idling is not required.*

**B3 [LTC] Crabbes Creek Hall - 100 Year Celebration**

**FILE NO: DW1871220; Street March's/Parade; Road Closures temporary (including traffic); Halls; Crabbes Creek**

**As per the Committee's recommendation being:**

*That part closure of Crabbes Creek Road from the first bridge to Blue Gum Court for approximately 40mins on Saturday 13 September 2008 be supported subject to police approval and complying to standard conditions including appropriate traffic control.*

**B4 [LTC] Twin Towns Triathlon - Use of Roads**

**FILE NO: DW1873805; Traffic; Committee; Road; General, Temporary Closures (including traffic); Bicycle Matters; Sport & Recreation General**

**As per the Committee's recommendation being:**

*That:-*

- 1. The Committee approves the application from the Twin Towns Triathlon Club, to use Tweed Shire roads as described in the applicants Cycle Management Plan for the cycle leg of the 2008/09 season on the following dates:-*

*September 13, 20, 27  
October 4, 11, 18, 25  
November 1, 8, 15, 22, 29  
December 6, 13, 20, 27  
January 3, 10, 17, 24, 31  
February 7, 14, 21, 28  
March 7, 14*

*Subject to Police approval and standard conditions.*

- 2. The Committee approves the application from the Twin Towns Triathlon Club, to use Tweed Shire roads as described in the applicants Cycle Management Plan for the cycle leg on 21 March 2009 (championship event) subject to Police approval and a detailed traffic management plan being provided.*

**B5 [LTC] Tweed Terrace Tweed Heads**

**FILE NO: DW1872487; Traffic; Committee; Road (Temporary (including Traffic) Closures; General.**

**As per the Committee's recommendation being:**

*That the partial road closure of Tweed Terrace is noted.*



**B6 [LTC] Eastlakes Drive, Tweed Heads South**

**FILE NO: DW1868753; Traffic; Committee, Local Area Traffic Management, Speed Zones; Safety; Footpaths; request for.**

**As per the Committee's recommendation being:**

***That:-***

- 1. The requests of the petitioners be noted.***
- 2. A convex mirror on Eastlakes Drive not be installed.***
- 3. A reduction in the speed limit on Eastlakes Drive is not supported.***
- 4. Council officers further investigate alternative safety measures that could be undertaken.***

**B7 [LTC] Scenic Drive, Tweed Heads West**

**FILE NO: DW1854755, Bus Services, Stops; Pedestrian Safety, Pedestrian Crossings; Traffic, Speed Zones**

**As per the Committee's recommendation being:**

***That:-***

- 1. A marked pedestrian crossing is not supported as the warrants for pedestrian crossings are not met.***
- 2. The Police be requested to enforce the speed limit in this area.***

**B8 [LTC] The Broadway, Burringbar**

**FILE NO: DW1851075; Complaint; Driveways; Directional Signs; Traffic; Safety, Parking Zones, Car Parks; Other Places,**

**As per the Committee's recommendation being:**

***That no action be taken on The Broadway Burringbar.***

**B9 [LTC] Rainbow Ride Event, 9 November 2008**

**FILE NO: DW1861437; Traffic; Committee; Control; Safety; Bicycle Matters, General**

**As per the Committee's recommendation being:**

***That permission be granted for the Rainbow Ride Cycle Challenge to be held on Sunday 9 November and that it be advertised accordingly subject to compliance with NSW Police requirements.***

**B10 [LTC] Eden Street Tweed Heads**

**FILE NO: DW1863311; Traffic, Committee; Parking Zones; Parking, Infringement Notices, Illegal Parking**

**As per the Committee's recommendation being:**

*That the existing "No Parking" signage on Eden Street, Tweed Heads be appropriately relocated.*

**B11 [LTC] Bay Street, Tweed Heads**

**FILE NO: DW1858625; Traffic, Committee; Parking Zones; Loading Zones; Bus Services, Stops**

**As per the Committee's recommendation being:**

*That the existing bus zone in Bay Street, Tweed Heads be removed and replaced with 1P signage to match existing in the area after 1 September 2008.*

**B12 [LTC] Fun Run - Central Park SALT**

**FILE NO: DW1862044 - Traffic Committee; Safety;**

**As per the Committee's recommendation being:**

*That the Fun Run be approved subject to Police approval and standard conditions.*

**aB12 [LTC] Fraser Drive and Leisure Drive, Banora Point**

**DW1878261; Fraser Drive; Leisure Drive; Traffic Signals**

Late item. Request received for lengthening the time of the green 'walk' signal at the lights at the corner of Fraser Drive and Leisure Drive, Banora Point. The matter was discussed and the Roads & Traffic Authority of NSW Representative advised the Committee of the mechanism of walk phase times.

It was suggested that a Council officer actually measure the walk phase times at the signals and report to a future Local Traffic Committee meeting.

**As per the Committee's recommendation being:**

*That the matter be listed on the Schedule of Outstanding Resolutions.*

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**2 [SUB-TCC] Minutes of the Tweed Coastal Committee Meeting held Tuesday 12 August 2008**

**VENUE:**

Canvas & Kettle Meeting Room

**TIME:**

Commencing at 1.05pm.

**PRESENT:**

Terry Kane (Cabarita Beach-Bogangar) (Chair); David McPherson (Department of Lands); Richard Hagley (Department of Natural Resources); Gary Thorpe (Hastings Point); Peter Harding (Pottsville); John Harbison (Mooball); Jason Pearson (Kingscliff); Kay Bolton (Fingal Head); Jane Lofthouse, Tom Alletson, David Oxenham, Sebastien Garcia-Cuenca, Stewart Brawley (Tweed Shire Council).

**INFORMAL:**

Doreen Harwood, Patrick Knight (Tweed Shire Council), Cathey Philip (Minutes Secretary).

**APOLOGIES:**

Max Boyd (Tweed Shire Council Administrator); Lance Tarvey (Department of Environment & Conservation); Rhonda James (Caldera Environment Centre); Mark Kingston (Tweed Shire Council).

**MINUTES OF PREVIOUS MEETING:**

**Moved:** Peter Harding

**Seconded:** John Harbison

**RESOLVED** that the Minutes of the Meeting held Wednesday 11 June 2008 be accepted by the Committee as a true and accurate record of the proceedings.

**Moved:** Peter Harding

**Seconded:** John Harbison

**RESOLVED** that the Minutes of the Meeting held Wednesday 9 April 2008 be accepted by the Committee as a true and accurate record of the proceedings.

**Business Arising:**

Nil

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**CORRESPONDENCE IN:**

**1. Letter of Retirement from Peter Harding**

**Tweed Coastal Committee**

Peter Harding advised his retirement from the Committee following this meeting. Peter briefly detailed his reasons for retiring and thanked the members for their friendship and support.

Terry thanked Peter for his past contributions to the Committee and high level of community representation.

**Moved:** Gary Thorpe

**Seconded:** Jason Pearson

**RESOLVED** that Council advertises for a representative from Pottsville to join the Committee.

**RECOMMENDATION:**

That Council advertises for a suitable representative from Pottsville to join the Tweed Coastal Committee.

**2. Tweed DuneCare Coordinating Committee Minutes**

**Beaches - Dune Care Committee**

A brief overview was provided by Jane Lofthouse of the meeting and circulated a few copies of the minutes. A copy of the minutes will be distributed to members with agenda for next meeting.

**Moved:** Jane Lofthouse

**Seconded:** Peter Harding

**RESOLVED** that the Tweed Coastal Committee accepts a nomination from Casuarina DuneCare for a member to join the Tweed DuneCare Coordinating Committee.

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**CORRESPONDENCE OUT:**

Nil.

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**AGENDA ITEMS:**

**1. Coastal Education Book**

**Environmental Education**

Tom Alletson provided an update on the production of the Coastal Education Book. The book is very close to completion and a draft copy will be forwarded to members for final comments.

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**2. Hastings Point Signage Update**

**Environmental Education**

Tom Alletson provided an update on the production of the Hastings Point signage project. Signs are very close to completion. Copy to be forwarded to members for final comments.

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**3. Cudgera Creek Water Quality**

**Cudgera Creek; Pollution-Water**

Doreen Harwood, Tweed Shire Council Coordinator Environment & Health, provided overview of situation and said the three major issues were:-

- Dewatering - Hastings Point
- Impact from Seabreeze Estate
- Water quality within Cudgera Creek system

Doreen said it had been difficult to draw out the particular issues and there is confusion within the Community about the source of various pollutants and uncertainty at the level of assistance provided by Council.

Patrick Knight provided further background into flooding issues at Seabreeze Estate.

*Richard Gow, John O'Reilly & Leah Saxon attended meeting at 1.40pm*

Richard Gow, a member of the Hastings Point Progress Association, made a presentation to the Committee on water quality pollution issues in Cudgera Creek. The presentation highlighted the high natural values of Cudgera Creek and the potential and actual impacts from development and other land use practices.

The presentation has been provided to Council.

*John Muzyczka attended meeting at 2.05pm  
Stewart Brawley left the meeting at 2.55pm*

**Moved:** Gary Thorpe

**Seconded:** John Harbison

**RESOLVED** that the following recommendation be put to Council:-

**RECOMMENDATION:**

That:-

1. The Tweed Coastal Committee recognises that there is a high level of community concern over the level of pressures existing on Cudgera Creek from land use practises in that catchment.
2. Council reviews its regulatory monitoring and compliance role with regard to sediment and erosion control on subdivision and development sites.
3. Council considers recommendations within the adopted Tweed Coast Estuary Management Plan with regard to development, water quality, water sensitive urban design and stormwater when considering development applications and any future land use planning around Cudgen, Cudgera and Mooball creeks and their catchments.

**Moved:** Gary Thorpe

**Seconded:** John Harbison

**RESOLVED** that the Committee undertakes ecological assessment and processes study for Cudgera Creek and catchment to assess issues relating to land use practices in this estuary.

**Moved:** Gary Thorpe

**Seconded:** John Harbison

**RESOLVED** that an agenda item be maintained for feedback on further investigations into Cudgera Creek water quality.

*John Muzyczka left meeting at 3.00pm  
Patrick Knight & Doreen Harwood left meeting at 3.10pm  
Richard Gow, John O'Reilly & Leah Saxon left meeting at 3.20pm  
David Oxenham left meeting at 3.25pm*

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#### 4. Draft Tweed Coast Regional Crown Reserve Plan of Management Tweed Coast Regional Crown Reserve Plan of Management

Jane Lofthouse advised that a workshop will be held at 8.30am Friday 15 August and all are invited to attend.

There was a lengthy discussion on this matter with concerns raised regarding:-

- Lack of information on how money raised and spent.
- Lack of detail in report.
- Crown land being used for commercial activity without details on public benefit.

**Moved:** Gary Thorpe

**Second** Kay Bolton

**RESOLVED** that the Tweed Coastal Committee put in a submission to Department of Lands stating that further commercialisation of Crown Land to fund management of Crown Land is unacceptable based on the limited amount of information in the draft document on proposed developments, lack of a cost benefit analysis particularly regarding public benefit, and the limited time frame provided to comment.

#### **RECOMMENDATION:**

That Council forwards a submission to the Department of Lands from the Tweed Coastal Committee stating that further commercialisation of Crown Land to fund management of Crown Land is unacceptable based on the limited amount of information in the draft document on proposed developments, lack of a cost benefit analysis particularly regarding public benefit, and the limited time frame provided to comment.

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#### 5. Kingscliff Foreshore Protection EIS

#### Coastline Management Plan

The final draft EIS has been submitted for approval to go to public exhibition. Copies are to be distributed to the full Committee for any urgent comment prior to public exhibition.

**Moved:** John Harbison

**Seconded:** Peter Harding

**RESOLVED** that Council place the Kingscliff Foreshore Protection EIS on Public Exhibition subject to no urgent changes required by the Committee.

#### **RECOMMENDATION:**

That Council places the Kingscliff Foreshore Protection EIS on public exhibition for six (6) weeks to allow community consultation and comment.

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**6. Sustainable Living Centre Kingscliff**  
**Sewerage Treatment-Kingscliff-Sustainable Living Centre**

Jane Lofthouse advised that the Sustainable Living Centre at Kingscliff Wastewater Treatment Plant will officially open 2 September 2008 and that the next Tweed Coastal Committee meeting will be held at the Centre.

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**GENERAL BUSINESS:**

**1. Minutes of Meeting held 11 June 2008 (combined TRC & TCC Bus Trip)**  
**Tweed River Committee; Tweed Coastal Committee**

It was noted there should be an amendment to the previous Minutes, the amendment being "Terry Kane, Peter Harding and John Harbison attended meeting".

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**2. Final Meeting for Max Boyd as Council Administrator**  
**Tweed Coastal Committee**

Terry Kane advised that this was Max's last meeting at Council Administrator. The meeting acknowledged Max's contribution and commitment to the Committee over many years and decided that a letter of thanks be forwarded and that Jane should investigate an acknowledgment in the Coastal Education booklet.

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**3. Tweed River Festival**  
**Tweed River Festival**

Jane Lofthouse advised members of the dates of the upcoming Tweed River Festival - 10 to 19 October 2008 with main event taking place Saturday 18 October.

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**NEXT MEETING:**

The next meeting of the Tweed Coastal Committee will be held Wednesday 8 October at the Sustainable Living Centre at Kingscliff commencing at 1.00pm.

The meeting closed at 3.35pm



**DIRECTOR'S COMMENTS:****4. Draft Tweed Coast Regional Crown Reserve Plan of Management  
Tweed Coast Regional Crown Reserve Plan of Management**

There was considerable concern raised by the community members of the Committee in relation to the Draft Plan of Management. The committee's recommendation is however, in part, inconsistent with Council's position in relation to further commercialisation of Crown Land. An alternate recommendation is therefore proposed.

**DIRECTOR'S RECOMMENDATIONS:****CORRESPONDENCE IN:****1. Letter of Retirement from Peter Harding****Tweed Coastal Committee**

As per Committee's recommendation being that:

*That Council advertises for a suitable representative from Pottsville to join the Tweed Coastal Committee.*

**AGENDA ITEMS:****3. Cudgera Creek Water Quality****Cudgera Creek; Pollution-Water**

As per Committee's recommendation being that:

*That:*

- 1. *The Tweed Coastal Committee recognises that there is a high level of community concern over the level of pressures existing on Cudgera Creek from land use practises in that catchment.***
- 2. *Council reviews its regulatory monitoring and compliance role with regard to sediment and erosion control on subdivision and development sites.***
- 3. *Council considers recommendations within the adopted Tweed Coast Estuary Management Plan with regard to development, water quality, water sensitive urban design and stormwater when considering development applications and any future land use planning around Cudgen, Cudgera and Mooball creeks and their catchments.***

**4. Draft Tweed Coast Regional Crown Reserve Plan of Management  
Tweed Coast Regional Crown Reserve Plan of Management**

As per Committee's recommendation being that:

*That Council forwards a submission to the Department of Lands on the Draft Tweed Coast Regional Crown Reserve Plan of Management as below:*

- 1. The State Government has a duty and responsibility to contribute to the management of Crown Reserves and State controlled infrastructure at no less than the current commitment levels.*
  - 2. Council and the State Government must meet community expectations that our Crown Reserves will be protected in perpetuity through strategic, long-term management and ensure that the values of the reserve are not compromised.*
  - 3. Council needs to do a detailed economic assessment of the true costs of managing the Reserve at current and future levels to determine the level of ongoing investment required.*
-

## ORDERS OF THE DAY

- 1 [NOR] Development Application DA06/0946 Class 1 Appeal 08/10628 at Lot 3 Dp 520276 No 20 Marine Parade, Kingscliff

### NOTICE OF RESCISSION:

I, Administrator Max Boyd, hereby give notice that at the next Ordinary Meeting of Council I will move:

*....that the recommendation at Planning Committee Minute No P42 and confirmed by resolution of Council at the Ordinary Council Meeting at Minute No 79 in relation to Item P4 ([PR-PC] Class 1 Appeal 08/10628 - Development Application DA06/0946 for a Mixed Development Comprising 2 x 2 Bedroom Units, 2 x 3 Bedroom Units and Commercial Premises at Lot 3 DP 520276, No. 20 Marine Parade, Kingscliff considered at the Planning Committee Meeting held Tuesday 15 July 2008 being:-*

**"Administrator Boyd  
Administrator Payne**

**RECOMMENDED** that Council defends the Class One Appeal and engages consultants to act as Council's expert witness."

**be rescinded.**

- 
- 2 [NOM] Class 1 Appeal 08/10628 - Development Application DA06/0946 Lot 3 DP 520276, No. 20 Marine Parade, Kingscliff

### NOTICE OF MOTION:

I, Administrator Boyd, hereby give notice that at the next Ordinary Meeting of Council I will move:

*....that with regard to Class 1 Appeal 08/10628 - Development Application DA06/0946 for a Mixed Development Comprising 2 x 2 Bedroom Units, 2 x 3 Bedroom Units and Commercial Premises at Lot 3 DP 520276, No. 20 Marine Parade, Kingscliff, Council enters into "Consent Orders" in which the Council and the Applicant agree to the Court granting consent to the development subject to conditions."*

### UNDER SEPARATE COVER/FURTHER INFORMATION:

1. Report to Planning Committee Meeting held 15 July 2008 (DW 1855811).
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## **CONFIDENTIAL ITEMS FOR CONSIDERATION**

### **REPORTS FROM THE DIRECTOR ENGINEERING & OPERATIONS**

#### **1 [CNR-CM] Tweed Shire Family Day Care Service**

##### **REASON FOR CONFIDENTIALITY:**

This report is **CONFIDENTIAL** in accordance with Section 10A(2)(b) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following: -

- (b) the personal hardship of any resident or ratepayer

#### **2 [EO-CM] Acquisition of Easement for Drainage Variable Width - Banora Terrace, Bilambil Heights**

##### **REASON FOR CONFIDENTIALITY:**

This report is **CONFIDENTIAL** in accordance with Section 10A(2)(b) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following: -

- (b) the personal hardship of any resident or ratepayer

#### **3 [EO-CM] DA05/1296 - 2 Lot Subdivision and Associated Road Widening for Fraser Drive**

##### **REASON FOR CONFIDENTIALITY:**

This report is **CONFIDENTIAL** in accordance with Section 10A(2)(g) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following: -

- (g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege

**4 [EO-CM] Tugun Bypass Environmental Review Group Summary Report**

**REASON FOR CONFIDENTIALITY:**

This report is **CONFIDENTIAL** in accordance with Section 10A(2)(d) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following: -

- (d) commercial information of a confidential nature that would, if disclosed:
  - (i) prejudice the commercial position of the person who supplied it, or
  - (ii) confer a commercial advantage on a competitor of the council, or
  - (iii) reveal a trade secret

